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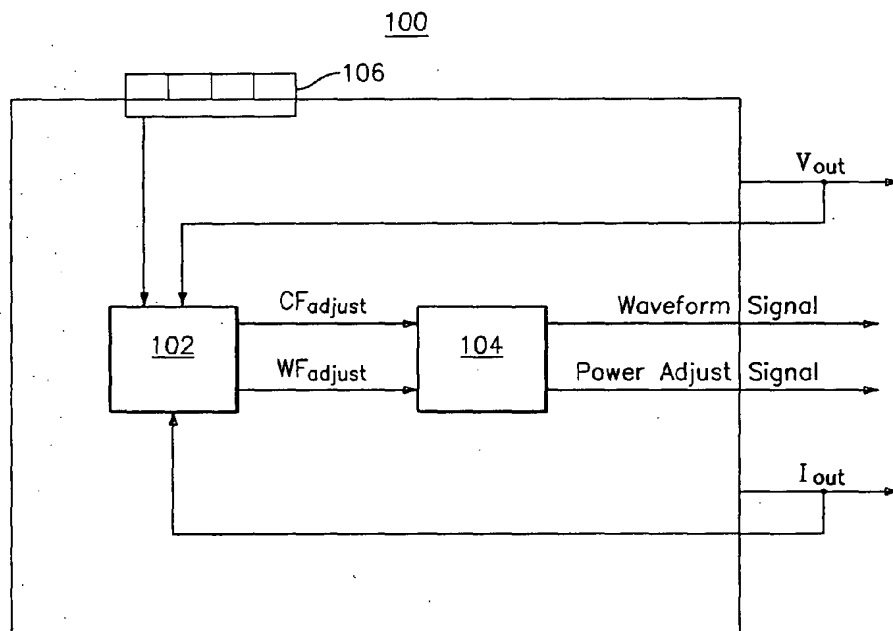
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(54) **Variable output crest factor electrosurgical generator**

(57) An electrosurgical generator is disclosed capable of controlling the output crest factor, as well as the output power of the electrosurgical generator across a range of tissue impedances during electrosurgery. The control occurs automatically, in real time and continuously during the duration of electrosurgical activation of the electrosurgical generator by varying both the output crest factor and output power based on the changing

impedance of the tissue. The electrosurgical generator also includes controls for allowing a surgeon to manually select the appropriate crest factor value and power output value for a particular surgical procedure. By automatically adjusting the output crest factor and by giving the surgeon the ability to manually "tailor" the output crest factor across a range of tissue impedance, the electrosurgical generator enhances the ultimate surgical effect and desirable surgical results.



**FIG. 1**

## Description

### BACKGROUND

#### 1. Technical Field

[0001] The present disclosure is directed to electro-surgery and, in particular, to an electrosurgical generator capable of controlling its output crest factor, as well as the output power, across a range of tissue impedances during electrosurgery.

#### 2. Description of the Related Art

[0002] Tissue heating is proportional to the square of the amount of current being generated through the tissue and tissue vaporization is, in turn, generally proportional to current. Vaporization of tissue is proportional to the amount of energy in an arc. This energy in combination with the Cathode Fall Voltage, derives the power for vaporization. Thermal spread is dependent on the amount of heat generated within the tissue which is dependent on tissue resistivity and the arc energy squared. As can be appreciated, by not controlling the thermal spread the depth of ablation is difficult to predict and control.

[0003] Therefore, during electrosurgery, an increase or decrease in the amount of current provides a different tissue effect. This phenomenon is due to a variable referred to as the crest factor (CF). The crest factor can be calculated using the formula:  $CF = V_{PEAK}/V_{RMS}$ , where  $V_{PEAK}$  is the positive peak of the waveform and  $V_{RMS}$  is the RMS value of the waveform. The crest factor can also be calculated using the formula:  $CF = [(1-D)/D]^{1/2}$ , where D is the duty cycle of the waveform and is defined as  $D = T_1 / (T_1 + T_2)$ .

[0004] Based on the above formulas, it is evident that when operating an electrosurgical generator in either the "cut", "blend" or "coagulate" mode, the range of the crest factor varies from one mode to another. For example, the "cutting" mode typically entails generating an uninterrupted sinusoidal waveform in the frequency range of 100kHz to 4MHz with a crest factor in the range of 1.4 to 2.0. The "blend" mode typically entails generating an uninterrupted cut waveform with a duty cycle in the range of 25% to 75% and a crest factor in the range of 2.0 to 5.0. The "coagulate" mode typically entails generating an uninterrupted waveform with a duty cycle of approximately 10% or less and a crest factor in the range of 5.0 to 12.0. For the purposes herein, "coagulation" is defined as a process of desiccating tissue wherein the tissue cells are ruptured and dried. "Vessel sealing" is defined as the process of liquefying the collagen in the tissue so that it reforms into a fused mass with significantly-reduced demarcation between the opposing tissue structures (opposing walls of the lumen). Coagulation of small vessels is usually sufficient to permanently close them. Larger vessels need to be sealed

to assure permanent closure.

[0005] An increase in the crest factor results in more current per arc at a given power setting. Further, since tissue heating is proportional to the amount of current through the tissue squared and tissue vaporization is proportional to the amount of current being generated through the tissue, a doubling of current per arc results in four times as much tissue heating and twice the amount of tissue vaporization. Known electrosurgical generators do not control the crest factor of the electrosurgical output current. Such electrosurgical generators produce the same crest factor waveform across a range of tissue impedance. Some electrosurgical generators reduce or otherwise change the output power to achieve a surgical effect. However, no known electrosurgical generators alter both the output crest factor and output power across a range of tissue impedance to achieve a particular surgical effect. Accordingly, such electrosurgical generators do not have the ability to manipulate or control the proportion of tissue vaporization to tissue heating, in order to achieve more controllable and desirable surgical effects.

[0006] Therefore, it is an aspect of the present disclosure to provide an electrosurgical generator capable of regulating the output crest factor of the electrosurgical generator, as well as the output power, across a range of tissue impedance for controlling both tissue heating and tissue vaporization.

### SUMMARY

[0007] An electrosurgical generator is disclosed capable of controlling the output crest factor of the generator, as well as the output power, across a range of tissue impedance during electrosurgery. Advantageously, the control occurs in real time during an electrosurgical procedure by the electrosurgical generator varying both the output crest factor and output power based on the changing impedance of the tissue.

[0008] As can be appreciated by the present disclosure, the electrosurgical generator determines whether to vary the output crest factor and output power by monitoring the output voltage and output current. Preferably, by monitoring the output voltage and output current, the electrosurgical generator, using programmable instructions executed by at least one processor, is able to determine the tissue impedance.

[0009] If the determined tissue impedance is low, the present value of the crest factor is low, and if the determined tissue impedance is high, the present value of the crest factor is high. According to the type of surgical procedure being performed, the electrosurgical generator advantageously automatically adjusts or maintains the values of the output crest factor and the output power. The value of the output crest factor is preferably adjusted by varying the duty cycle of the generated waveform, the positive peak and/or RMS value of the generated waveform.

[0010] Advantageously, the electrosurgical generator also includes controls for allowing a surgeon to select the appropriate crest factor value and output power value for a particular surgical procedure. Hence, the output crest factor and output power can be manually adjusted by the inventive electrosurgical generator. As can be appreciated, by automatically adjusting the output crest factor and by giving the surgeon the ability to manually "tailor" the output crest factor across a range of tissue impedance, the inventive electrosurgical generator allows for a greater range of surgical effect and desirable surgical results.

[0011] As can be appreciated by the present disclosure, the electrosurgical generator is capable of varying both the output crest factor and output power based on the changing impedance of tissue during electrosurgery. The electrosurgical generator preferably includes a processing unit for receiving at least one signal indicative of an output voltage and an output current. The processing unit executes a set of programmable instructions for determining the tissue impedance using the output voltage and output current. The processing unit then transmits a waveform adjustment signal to a waveform generator which adjusts the output crest factor and output power based on the determined tissue impedance.

[0012] The method of the present disclosure varies both the output crest factor and output power of an electrosurgical generator based on the changing impedance of tissue during electrosurgery. The method advantageously includes the steps of determining tissue impedance using an output voltage and an output current of the electrosurgical generator. The method then includes the step of adjusting the output crest factor and output power of the electrosurgical generator based on the determined tissue impedance.

[0013] The present disclosure also advantageously provides a power source for generating an output voltage and an output current for an electrosurgical generator system which is capable of varying both the output crest factor and output power based on the changing impedance of tissue during electrosurgery. The electrosurgical system includes a processing unit for receiving at least one signal indicative of the output voltage and the output current. The processing unit advantageously executes a set of programmable instructions for determining the tissue impedance using the output voltage and output current and transmitting at least one waveform adjustment signal. The waveform adjustment signal is received by a waveform generator of the electrosurgical generator system for adjusting the output crest factor and output power based on the determined tissue impedance.

[0014] Further features of the above embodiments will become more readily apparent to those skilled in the art from the following detailed description of the apparatus taken in conjunction with the drawings.

## **BRIEF DESCRIPTION OF THE DRAWINGS**

[0015] Various embodiments will be described herein below with reference to the drawings wherein:

FIG. 1 is a schematic diagram of an electrosurgical generator in accordance with one embodiment; and FIG. 2 is a flowchart illustrating a method of operation of the electrosurgical generator in accordance with the present disclosure.

## **DETAILED DESCRIPTION**

[0016] Reference should be made to the drawings where like reference numerals refer to similar elements. Referring to FIG. 1, there is shown a schematic diagram of one embodiment of the present electrosurgical generator. The electrosurgical generator is designated generally by reference numeral 100 and it includes a processor 102 for receiving voltage and current output signals,  $V_{out}$  and  $I_{out}$ , for monitoring the output voltage and output current, respectively. Using the signals  $V_{out}$  and  $I_{out}$ , the processor 102 calculates the tissue impedance using a set of programmable instructions.

[0017] After calculating the tissue impedance, the processor 102 accesses at least one look-up table or other data structure to determine an appropriate output crest factor value and output power value for the calculated tissue impedance. The look-up table or other data structure is stored within a memory module of the processor 102 or, alternatively, within an external memory. (Not shown.) After determining the proper output crest factor value and output power value for the calculated tissue impedance, the processor 102 determines whether to adjust the output crest factor and/or the output power to predetermined values, i.e., the values provided by the look-up table.

[0018] The processor 102 adjusts the output crest factor by sending a signal  $CF_{adjust}$  to a waveform generator 104 to alter the duty cycle of the generated waveform or waveform signal. By altering the duty cycle of the generated waveform, the output crest factor is adjusted in accordance with the following formula:  $CF = [(1-D)/D]^{1/2}$ , where D is the duty cycle of the waveform and is defined as  $D = T_1 / (T_1 + T_2)$ .

[0019] The processor 102 can also adjust the output crest factor by sending a signal  $WF_{adjust}$  to the waveform generator 104 to alter the positive peak and/or RMS value of the generated waveform in accordance with the following formula:  $CF = V_{PEAK} / V_{RMS}$ , where  $V_{PEAK}$  is the positive peak of the waveform and  $V_{RMS}$  is the RMS value of the waveform. The two signals  $CF_{adjust}$  and  $WF_{adjust}$  may be generated and sent by the processor 102 to the waveform generator 104 simultaneously or sequentially as determined by a set of programmable instructions executed by the processor 102.

[0020] Preferably, the processor 102 determines which of the parameters to alter, i.e., the duty cycle, the

positive peak of the generated waveform and/or the RMS value of the generated waveform according to which parameter change would provide the most desirable and/or particular surgical result. Hence, the processor 102 takes into consideration which surgical procedure is being performed, (i.e., which operational mode is currently activated on the electrosurgical generator 100-cut, coagulate, blend or seal) prior to altering the output crest factor. The processor 102 adjusts the output power by adjusting the output voltage  $V_{out}$  and/or output current  $I_{out}$  as known in the art.

**[0021]** The adjustment of the output crest factor and output power as described above occurs automatically, in real time and continuously for the duration of the surgical procedure. That is, during the activation of the electrosurgical generator 100, it is envisioned that the electrosurgical generator 100 can vary the output crest factor, output power output and/or the waveform based on the changing impedance of the tissue as determined by continuously monitoring the output voltage  $V_{out}$  and output current  $I_{out}$ .

**[0022]** FIG. 2 shows a flow chart illustrating a method for controlling the electrosurgical generator 100 in accordance with the present disclosure. In step 210, the method includes monitoring the output voltage  $V_{out}$  and output current  $I_{out}$  of the electrosurgical generator 100. In step 220, the tissue impedance is determined using the monitored output voltage and output current. In step 230, the output crest factor and output power of the electrosurgical generator are adjusted based on the determined tissue impedance.

**[0023]** A surgeon may override the method described above and illustrated by the flow chart of FIG. 2 by selectively adjusting controls 106 on the electrosurgical generator 100 to a particular output crest factor value and/or output power value for achieving a particular surgical effect. By adjusting the controls 106, the processor 102 sends a signal to the waveform generator 104 to alter the duty cycle of the generated waveform, or other parameter, such that the output crest factor is approximately equal to the output crest factor selected by the surgeon.

**[0024]** The controls 106 afford the surgeon the opportunity to manually "tailor" the mode for the surgical procedure. For example, during the "cut" operational mode, the processor 102 using the set of programmable instructions would adjust the output crest factor to be within the range of 1.4 to 2.0. However, the surgeon may determine that the type of tissue being cut requires the generated waveform to have an output crest factor value of 1.1 or less. Hence, the surgeon can override the automatic and real time adjustment of the output crest factor value by manually setting the output crest factor value to 1.1 using the controls 106. In addition, the surgeon may wish to control the power for other reasons, e.g., limit the thermal spread to surrounding tissue. Examples and benefits to controlling the power are explained in detail in commonly-assigned U.S. Patent No.

6,228,080, the entire contents of which are hereby incorporated by reference herein.

**[0025]** It is contemplated that the electrosurgical generator 100 can be designed to determine the tissue impedance and adjust the output crest factor and the output power accordingly by utilizing circuitry and other hardware, rather than using programmable instructions executed by the processor 102.

**[0026]** Accordingly, the present disclosure provides an electrosurgical generator 100 which is capable of controlling both the output crest factor and output power across a range of tissue impedance during electrosurgery.

**[0027]** Although this disclosure has been described with respect to preferred embodiment, it will be readily apparent to those having ordinary skill in the art to which it appertains that changes and modification may be made thereto without departing from the scope of the disclosure.

## Claims

1. An electrosurgical generator capable of varying both the output crest factor and output power based on the changing impedance of tissue during electrosurgery, said electrosurgery generator comprising:
  - means for determining tissue impedance using an output voltage and output current of the electrosurgical generator; and
  - means for adjusting the output crest factor and output power of said electrosurgical generator based on the determined tissue impedance.
2. An electrosurgical generator capable of varying both the output crest factor and output power based on the changing impedance of tissue during electrosurgery, said electrosurgical generator comprising:
  - a processing unit for receiving at least one signal indicative of an output voltage and an output current, said processing unit executing a set of programmable instructions for determining the tissue impedance using the output voltage and output current and transmitting at least one waveform adjustment signal; and
  - a waveform generator for receiving the at least one waveform adjustment signal for adjusting the output crest factor and output power based on the determined tissue impedance.
3. An electrosurgical generator according to claim 2, wherein said processing unit further determines a corresponding output crest factor value and output power value for the determined tissue impedance by accessing at least one data structure.

4. An electrosurgical generator according to any preceding claim, wherein said at least one waveform adjustment signal includes data for setting the output crest factor and output power to the values provided by the at least one data structure. 5
5. An electrosurgical generator according to any preceding claim, wherein said at least one data structure includes at least one look-up table. 10
6. An electrosurgical generator according to any preceding claim, wherein said at least one waveform adjustment signal includes data to alter the duty cycle of a waveform generated by the waveform generator in accordance with the following formula:  $CF = [(1-D)/D]^{1/2}$ , where D is the duty cycle of the generated waveform. 15
7. An electrosurgical generator according to any preceding claim, wherein said at least one waveform adjustment signal includes data to alter at least one of the positive peak and the RMS value of a waveform generated by the waveform generator in accordance with the following formula:  $CF = V_{PEAK}/V_{RMS}$ , where  $V_{PEAK}$  is the positive peak of the generated waveform and  $V_{RMS}$  is the RMS value of the generated waveform. 20
8. An electrosurgical generator according to any preceding claim, wherein said at least one waveform adjustment signal includes data to alter at least one of the duty cycle, the positive peak value, and the RMS value of a waveform generated by the waveform generator. 25
9. An electrosurgical generator according to any preceding claim, wherein said processing unit executes the set of programmable instructions automatically, in real time and continuously during electrosurgical activation. 30
10. An electrosurgical generator according to any preceding claim, further comprising at least one control for manually selecting a value for the output crest factor. 35
11. A method for varying both the output crest factor and output power of an electrosurgical generator based on the changing impedance of tissue during electrosurgery, said method comprising the steps of: 40
  - determining tissue impedance using an output voltage and an output current of the electrosurgical generator; and
  - adjusting the output crest factor and output power of said electrosurgical generator based on the determined tissue impedance. 45
12. A method according to claim 11, wherein said adjusting step comprises the step of determining a corresponding output crest factor value and output power value for the determined tissue impedance by accessing at least one data structure. 50
13. A method according to claim 11 or 12, wherein said adjusting step comprises the step of setting the output crest factor and output power to the values provided by the at least one data structure. 55
14. A method according to claim 11, 12 or 13, wherein said at least one data structure includes at least one look-up table.
15. A method according to claim 11, 12, 13 or 14, wherein said adjusting step comprises the step of sending a signal to a waveform generator of said electrosurgical generator to alter the duty cycle of a waveform generated by the waveform generator in accordance with the following formula:  $CF = [(1-D)/D]^{1/2}$ , where D is the duty cycle of the generated waveform.
16. A method according to claim 11, 12, 13 or 14, wherein said adjusting step comprises the step of sending a signal to a waveform generator of said electrosurgical generator to alter at least one of the positive peak and the RMS value of a waveform generated by the waveform generator in accordance with the following formula:  $CF = V_{PEAK}/V_{RMS}$ , where  $V_{PEAK}$  is the positive peak of the generated waveform and  $V_{RMS}$  is the RMS value of the generated waveform.
17. A method according to claim 11, 12, 13, 14, 15 or 16, wherein said adjusting step comprises the step of sending at least one signal to a waveform generator of said electrosurgical generator to alter at least one of the duty cycle, the positive peak value, and the RMS value of a waveform generated by the waveform generator.
18. A method according to claim 11, 12, 13, 14, 15, 16 or 17, wherein said adjusting comprises the step of selectively adjusting the output crest factor by adjusting at least one particular parameter of a generated waveform to provide a particular surgical result.
19. A method according to claim 11, 12, 13, 14, 15, 16, 17 or 18, further comprising the step of manually selecting a value for the output crest factor and a value for the output power.
20. A method according to claim 11, 12, 13, 14, 15, 16, 17, 18 or 19, wherein said method is performed automatically, in real time and continuously for the du-

ration of the electrosurgery.

21. A power source for generating an output voltage and an output current for a n electrosurgical generator system, said electrosurgical system is capable of varying both the output crest factor and output power based on the changing impedance of tissue during electrosurgery, and said electrosurgical system including a processing unit for receiving at least one signal indicative of the output voltage and the output current, said processing unit executing a set of programmable instructions for determining the tissue impedance using the output. voltage and output current and transmitting at least one waveform adjustment signal; said electrosurgical system further including a waveform generator for receiving the at least one waveform adjustment signal for adjusting the output crest factor and output power based on the determined tissue impedance.

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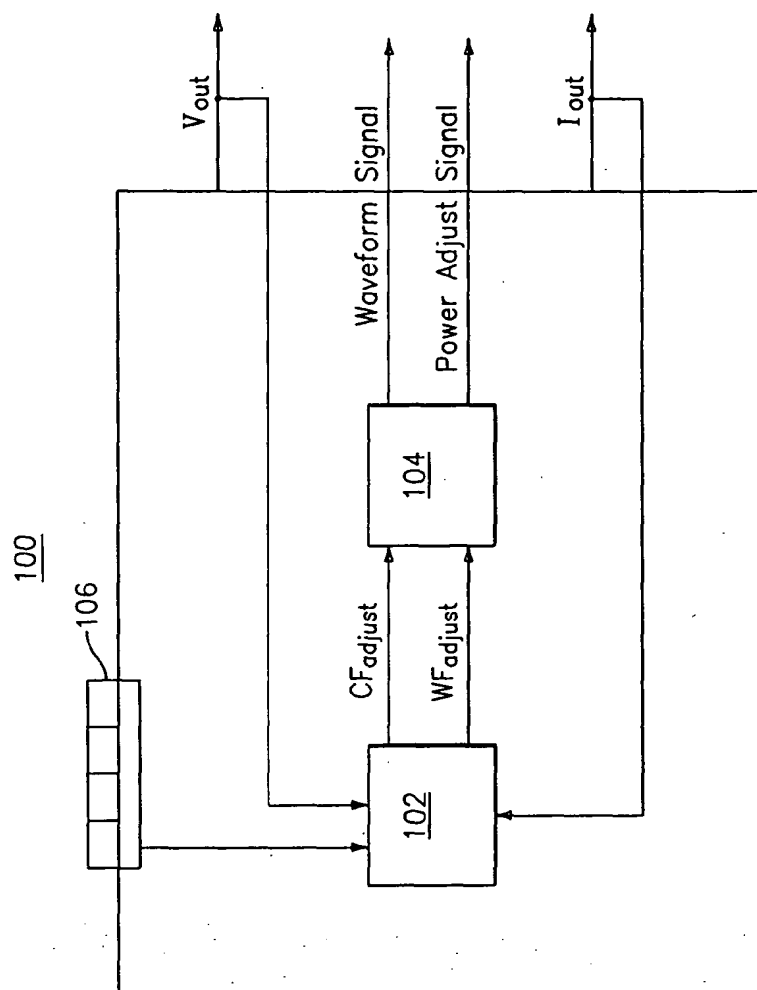
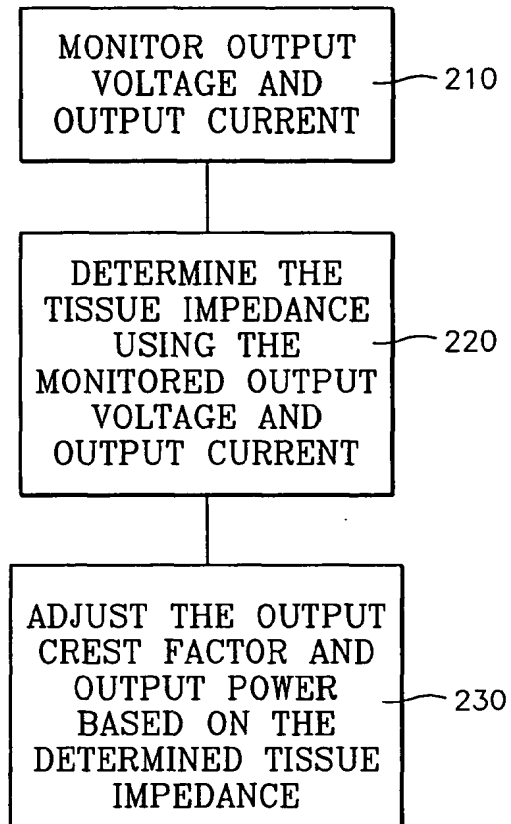


FIG. 1



*FIG. 2*



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# PARTIAL EUROPEAN SEARCH REPORT

Application Number

which under Rule 45 of the European Patent Convention EP 03 02 8158  
shall be considered, for the purposes of subsequent  
proceedings, as the European search report

DOCUMENTS CONSIDERED TO BE RELEVANT			
Category	Citation of document with indication, where appropriate, of relevant passages	Relevant to claim	CLASSIFICATION OF THE APPLICATION (Int.Cl.7)
X	US 6 398 779 B1 (WHAM ROBERT H ET AL) 4 June 2002 (2002-06-04) * column 4, line 38-65 * * column 10, line 7-26 * * column 11, line 9-65 * * column 14, line 65 - column 15, line 53 * * figures 2,6A,6B,8 *	1-10,21	A61B18/12
D,X	US 6 228 080 B1 (GINES DAVID LEE) 8 May 2001 (2001-05-08) * abstract * * column 6, line 46-54 * * figure 1 *	1,2,6,7,9,21	
X	WO 02 47565 A (CASTELLANO THOMAS M; LOCKWOOD KATHRYN E; SHERMAN MARSHALL L; CARDIAC PA) 20 June 2002 (2002-06-20) * page 12, line 16-20 * * page 15, line 15-22 *	1,2,21	
-/--			TECHNICAL FIELDS SEARCHED (Int.Cl.7)
			A61B
<b>INCOMPLETE SEARCH</b>			
<p>The Search Division considers that the present application, or one or more of its claims, does/do not comply with the EPC to such an extent that a meaningful search into the state of the art cannot be carried out, or can only be carried out partially, for these claims.</p> <p>Claims searched completely : 1-10,21</p> <p>Claims searched incompletely :</p> <p>Claims not searched : 11-20</p> <p>Reason for the limitation of the search: Article 52 (4) EPC - Method for treatment of the human or animal body by surgery</p>			
Place of search BERLIN		Date of completion of the search 23 February 2004	Examiner Völlinger, M
CATEGORY OF CITED DOCUMENTS		<p>T : theory or principle underlying the invention E : earlier patent document, but published on, or after the filing date D : document cited in the application L : document cited for other reasons</p> <p>&amp; : member of the same patent family, corresponding document</p>	
<p>X : particularly relevant if taken alone Y : particularly relevant if combined with another document of the same category A : technological background O : non-written disclosure P : intermediate document</p>			

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# **PARTIAL EUROPEAN SEARCH REPORT**

Application Number  
EP 03 02 8158

DOCUMENTS CONSIDERED TO BE RELEVANT			CLASSIFICATION OF THE APPLICATION (Int.Cl.7)
Category	Citation of document with indication, where appropriate, of relevant passages	Relevant to claim	
X	US 5 971 980 A (SHERMAN MARSHALL L) 26 October 1999 (1999-10-26) * column 6, line 56 - column 7, line 31 * * claims 1,6 * ---	1,2,21	
A	US 5 599 344 A (PATERSON WILLIAM G) 4 February 1997 (1997-02-04) * column 1, line 40 - column 2, line 21 * * figure 1 * ---	1,2,21	
A	US 4 191 188 A (BELT KENNETH W ET AL) 4 March 1980 (1980-03-04) * column 1, line 25-64 * -----	1,2,21	
			TECHNICAL FIELDS SEARCHED (Int.Cl.7)

**ANNEX TO THE EUROPEAN SEARCH REPORT  
ON EUROPEAN PATENT APPLICATION NO.**

EP 03 02 8158

This annex lists the patent family members relating to the patent documents cited in the above-mentioned European search report.  
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23-02-2004

Patent document cited in search report	Publication date	Patent family member(s)	Publication date
US 6398779 B1	04-06-2002	US 2003004510 A1	02-01-2003
		US 2004015163 A1	22-01-2004
US 6228080 B1	08-05-2001	US 6033399 A	07-03-2000
		AU 738541 B2	20-09-2001
		AU 5289998 A	15-10-1998
		CA 2232018 A1	09-10-1998
		DE 29805534 U1	13-08-1998
		EP 0870473 A2	14-10-1998
		JP 10286261 A	27-10-1998
WO 0247565 A	20-06-2002	US 2002161361 A1	31-10-2002
		AU 3081202 A	24-06-2002
		WO 0247565 A2	20-06-2002
		US 2003195501 A1	16-10-2003
US 5971980 A	26-10-1999	CA 2222617 A1	07-11-1996
		EP 0957792 A1	24-11-1999
		WO 9634567 A1	07-11-1996
US 5599344 A	04-02-1997	AT 196233 T	15-09-2000
		AU 708147 B2	29-07-1999
		AU 5701096 A	24-12-1996
		CA 2220921 A1	12-12-1996
		DE 69610309 D1	19-10-2000
		DE 69610309 T2	22-02-2001
		EP 0830094 A1	25-03-1998
		ES 2150125 T3	16-11-2000
		WO 9639089 A1	12-12-1996
		JP 2972350 B2	08-11-1999
		JP 10509368 T	14-09-1998
US 4191188 A	04-03-1980	US 4100505 A	11-07-1978